Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 1 of 87

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

	Jornan & Hawaith.	
Date: $1 - 29 - 8$	Signature Norman C. Haworth	
	Printed/Typed Name	
	If you are acting on behalf of any entity, identify that y	ou are
	acting as:	of
	(Title)	
	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

Case ^C 3:#3	<i>-</i> 76vc00127FMMDWV@cuD6tument ¹ 39	#1188188/26/089Page 2 of 87
		FILED RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
1		
2	IN THE UNITED STATES DIS FOR THE DISTRICT OF	STRICT COURTAN 3 1 2008 NEVADA
3	UNITED STATES OF AMERICA,	CLERK US DISTRICT COURT DISTRICT OF NEVADA
4	Plaintiff,	BY:DEPUTY
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
7	vs.))
8	WALKER RIVER IRRIGATION DISTRICT,))
9	a corporation, ct al.,)
10	NOTICE OF APPEARANCE AND INT	ENT TO PARTICIPATE
11	I hereby enter my appearance in this sub	p-proceeding in this case.
1.2	2. I am filing this document with the District directed on the Notice In Lieu of Summons:	et Court at the following address and as
13	,	
14	Chief Deputy Clerk United States District Court for the District of Nevada	
15 . 16	400 South Virginia Street, Suite 301 Reno, Nevada 89501	
17	 I (or the entity on whose behalf I am actir 	ng) will retain all defenses or objections
18	to the lawsuit or to the jurisdiction or venue of the court	except for objections based on a defect
19	in the Notice in Lieu of Summons or in the service of	the Notice in Lieu of Summons.
20	4. If I (or the entity on whose behalf I at	m acting) have retained an attorney to
21	represent me in these proceedings, I identify that attorn	ey below, along with his or her mailing
2 2	address, telephone number, facsimile number, and e-n	nail address:
23		
24	Attorney:	
25		
26	Address:	
27		
28		
	NOTICE OF APPEARANCE AND INTENT TO PARTIC	IPATE (service), page 1 of 2

Case^{C3}: F3 - Covo 127 - Chivito W Gevoet 129 - Held 1630 26/08 Page 3 of 87

1	Phone Number:
2	Fax Number:
3	E-mail Address:
4	
5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
6	"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro
7	hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by
8	the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
9	
10	
11	
12	
13	(Signature) Maryan O Hourit
14	Morman C. Wanerth
15	<u>Norm され ら 付 みのられて</u> (Printed or typed Name)
16	(17mes of types 7mm)
17	
18	(Entity, if any, on whose
19	behalf you are appearing)
20	31
21	(Address)
22	(Address) 465-2426
23	(Telephone number)
24	
25	
26	
27	
	1

Join This Lousait.

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 5 of 87 WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

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Date: 1/28/08

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 6 of 87 WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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Date: //28/08

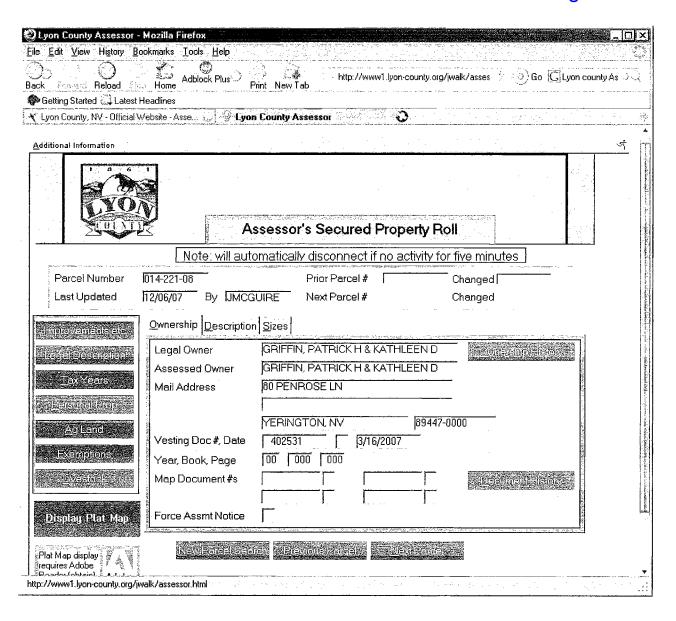
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Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

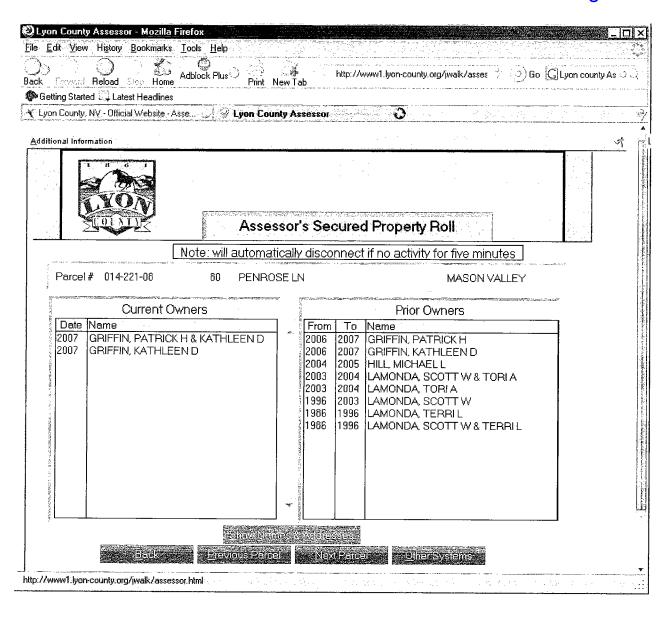
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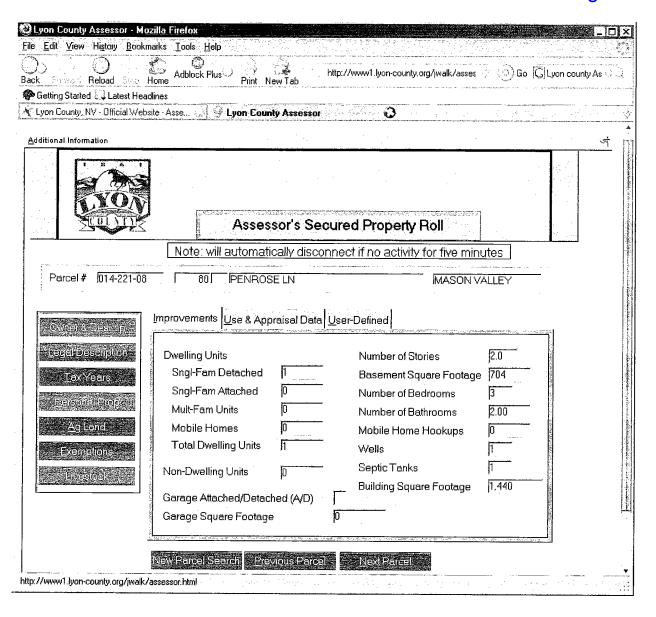
Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 7 of 87



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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 10 of 87

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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or to th	e jurisdiction or venue of the Court except for objections based of	n a defect in the Notice in Lieu of
Summ	ons or in the service of the Notice in Lieu of Summons	2

Date: 9/24/07

Signature

Mark S Holderman

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

of

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 11 of 87

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

Susan L. Schneider, attorney for the United States of America TO:

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	The state of Sayintions.	
Date: 9/20/07	Signature Printed/Typed Name If you are acting on behalf of any entity, identify that you ar acting as: (Title)	re of
	(Corporate, Trust, Partnership or other entity)	

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 12 of 87

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Kathleen R. Sveson

Date: _2/11/08

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Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 13 of 87 WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

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William J. Dre

Date: 2-7-08

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DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 1 of 4

Case Care 300027-AANARAM/Cocomoourreent Billedievd/020026/04382ge 25 of 87

<u>.</u>	water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once
. 2	owned before the undersigned was served with a Waiver of Service of Notice in Lieu of
3	Summons or by a Notice in Lieu of Summons, the undersigned provides the following
4	additional information:
5	1. The name and address of the party or parties who sold or otherwise conveyed
6 7	ownership: Name(s): E. E. Willhoyt and Goldie B. Willhoyt (upow ile clased)
8	Name(s): E. E. Willem Wellased)
9	Street or P.O. Box:
10	
12	Town or City: Yering ton NV.
13	
4	State:
.5	Zip Code:
.7	2. The name and address of each person or entity who acquired ownership
8	Name(s): James A. Hundson
0	Name(s): James A. Knudson PABOK 996 Property was purchased in 1965. Street or P.O. Box: Well was installed
2	
2	for personal use only by Osden Wrilling
4	Town or City: Gerengton NV 89449
5	Tel # 775-463-2071
6	State: James A. Knadson
8	Zip Code: 89447 ".
u	

DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 2 of 4

	No. of the control of
1	
2	
3	3. Attached to or included with this notice is a copy of the (check appropriate
4	box(es)):
5	
6	DX Deed
7	☐ Court Order
8	Other Document.
ġ	
10	by which the change in ownership was accomplished.
11	4. The undersigned acknowledges that any person or entity who files a Disclaimer
12	of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently,
13	the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but,
14	in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of
<u>25</u>	this litigation.
26	
<u>-</u> 7	Executed this day of 200
a	
19	
20	
21	
22	[signature of counter-defendant]
23	
24	
25	
26	[name of counter-defendant]
27	
2B	

[name, if applicable, of person acting on behalf of counter-defendant] [signature, if applicable, of person acting on behalf of Counter-Defendant] [address] [telephone number]

DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page

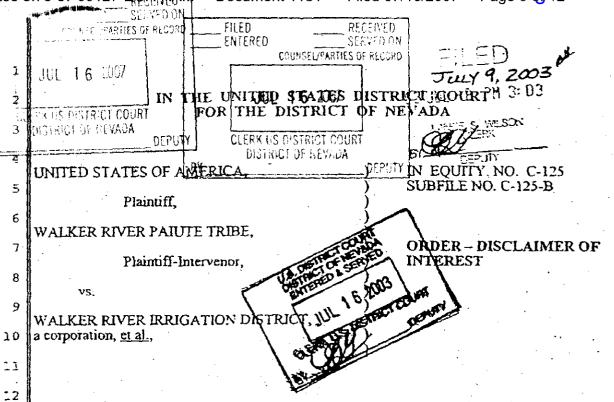
This	one thous	sand nine hundred and sixty-five
		oldie D. Willhoyt, husbend and wife,
Toma a	V Voudoon	the part 108 of the first part,
d Jewes i	4. Enduson,	A/
DOX		TOX, NEVROR
		the party of the second part,
itturnnetių:	I had the said part 19	of the first part, in consideration of the sum ofTon and no/100 dollars,
vful money of the		nerica, to them in hand paid by the said
		t whereof is hereby acknowledged, do by these presents
ant, bargain, and se	ell unto the said part	y of the second part, and to his
		ertain lot, piece or parcel of land situate in
******************************	Nevada	County of Lyon.
ile of		and bounded and described as follows, to-wit:
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The following background information is provided to aid in understanding the reasons for and what is required by this Order.

- 1. The Court has ordered that certain persons and entities be included as parties in this action because they own water rights within one or more of the nine categories set forth in Paragraph 3 of the Court's April 18, 2000 Case Management Order.
- 2. It is possible that some of the specific persons or entities who are served with a Waiver of Service of Notice in Lieu of Summons. Notice of Lawsuit, or a Notice in Lieu of Summons do not belong in this action, because, for example, they may have sold or otherwise conveyed the ownership of all water rights subject to this action prior to being served.
- 3. A change in ownership of a water right can occur in a number of ways and for a variety of reasons. Often a change in ownership of a water right occurs when ownership of the land on which the water is used changes. A change in ownership may involve a sale, a gift, a death or even a divorce. It may also involve estate or business planning decisions, such as conveyance to an intervivos trust or a limited liability company. Frequently, changes in ownership are accomplished by a deed. However, in an estate or divorce proceeding, they may be accomplished by an order of a court. These examples are not an exclusive list of all of the

ORDER - DISCLAIMER OF INTEREST, page 1 of 4

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It is important that the Court and the Plaintiffs be notified if a person or entity. who receives service by mail or personal service does not, in fact, have any ownership interest in a water right in any of the nine categories set forth in Paragraph 3 of the Court's April 18. 2000 Case Management Order. In addition, that person or entity need not be burdened with this litigation and, if there was a change in ownership, a new party may need to be added to the action. Before any such person may be omitted from this action, certain information and documents will have to be provided to the Plaintiffs and the Court.

Based upon the foregoing, it is hereby ORDERED as follows:

If any person or entity receiving service by mail or personal service has no interest in any water right within any of the nine categories set forth in Paragraph 3 of the Case Management Order (Apr. 18, 2000)1/, that person or entity shall notify the Court and the

You should review the Case Management Order and First Amended Counterclaims filed by the United States and by the Walker River Paiute Tribe, which are included in the materials served upon you. For convenience, the nine categories of persons and entities that the Court

- 1. Category 3.a.: The successors in interest to all water rights holders under the Decree (April 14, 1936), modified. Order of Entry of Amended Final Decree to Conform to Writ of Mandate, Etc. (April 24, 1940) ("Decree").
- 2. Category 3.b.: All holders of surface water rights under the laws of the States of Nevada and California in the Walker River Basin who are not presently parties to this adjudication.
- 3. Category 3.c.: All holders of permits or certificates to pump groundwater issued by the State of Nevada and domestic users of groundwater within Sub Basins 107 (Smith Valley), 108 (Mason Valley). 110A (Schurz Subarea of the Walker Lake Valley), and 110B (Walker Lake Subarea of the Walker Lake Valley).
- 4. Category 3.d.: All holders of permits or certificates to pump groundwater issued by the State of Nevada within Sub Basins 106 (Antelope Valley), 109 (East Walker), and 110C (Whiskey Flat-Hawthorne Subarea of Walker Lake Groundwater Basin).
- 5. Category 3.e.: All users of groundwater for irrigation in California in the Walker River Basin.

has ordered to be served and named are listed here:

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1	United States in writing of that fact.
2	2. If such person or entity sold or otherwise conveyed ownership of all of the water
3	rights that the person or entity once owned before they were served or otherwise brought into
4	this action, in addition to disclaiming any interest in this action, they shall include a notice
5	providing the following information:
6	A. The name and address of the person or entity who sold or otherwise conveyed ownership,
8	B. The name and address of each person or entity who acquired ownership; and
9	C. A copy of the deed, court order or other document by which the change in ownership was accomplished.
10	3. The disclaimer and notice shall be sent to the Court and counsel for the United
11	States, addressed as follows:
12 13	Linda Lea Sharer, Chief Deputy Clerk United States District Court for the District of Nevada -
14	400 South Virginia Street, Suite 301 Reno, NV 895501
15 16	Susan L. Schneider United States Department of Justice P.O. Box 756 Littleton, CO 80160
() ()	4. The form and substance of the disclaimer and notice shall substantially conform
-5	to the form attached to this Order as Exhibit A.
~ ? 20	5. Following their receipt from any person or entity disclaiming any interest in any
2.	
22	6. Category 3.f.: All holders of "vested rights" to the use of groundwater under the laws of the State of Nevada within the Walker River Basin.
23 24	7. Category 3.g.: Al! municipal providers in Nevada within the Walker River Basin who currently use groundwater.
25 26	8. Category 3.h.: All municipal providers in California within the Walker River Basin who currently use groundwater.
27 28	9. Category 3.i.: All industrial users in Nevada within the Walker River Basin who currently use groundwater.

- 6. If Plaintiffs do not receive a Waiver of Service of Notice in Lieu of Summons and must personally serve a person or entity that subsequently files a Disclaimer of Interest pursuant to this Order, Plaintiffs will also review the materials received and, if appropriate, seek the Court's concurrence in omitting the person or entity from this case, but that person or entity may be subject to paying the costs related to formal personal service on them.
- 7. Despite the above provisions, any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.
- 8. Any person or entity subject to service under the Federal Rules of Civil Procedure who receives notice of this action in the manner provided by Federal Rule of Civil Procedure 4(d) remains subject to the duty to avoid unnecessary costs of serving the summons, even if that person or entity ultimately disclaims any ownership interest in any of the water nights described by Paragraph 3 of the Court's April 18, 2000 Case Management Order. IT IS SO ORDERED:

The Honorable Robert A. McQuaid, Jr.
United States District Court Magistrate Judge

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 26 of 87

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit
or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of
Summons or in the service of the Notice in Lieu of Summons.

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 27 of 87

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

	Ronald Id Kuhl	
Date: <u>/0-4-07</u>	Signature Novale N. Wuh!	
	Printed/Typed Name	
	If you are acting on behalf of any entity, identify that	t you are
	acting as:	of
	(Title)	
	(Corporate, Trust, Partnership or other entity)	

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

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4	UNITED STATES OF AMERICA,))	T COU	PATE OF B
5	Plaintiff,))	폭 <u> </u>	NEGEN SPACE NEGEN
6	WALKER RIVER PAIUTE TRIBE,)	Y NO. C-125	Sign D
7	Plaintiff-Intervenor,) SUBFIL	E NO. C-125-B	
	VS.			
8 9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,	<u> </u>		
10	NOTICE OF APPEARANCE AND INTI	ENT TO PART	ICIPATE	•
11	1. I hereby enter my appearance in this sub	-proceeding in	this case.	
12	2 Lam filing this document with the Distric			and as
13	directed on the Notice In Lieu of Summons:			
14	Chief Deputy Clerk United States District Court for the			
15 16	District of Nevada 400 South Virginia Street, Suite 301 Reno, Nevada 89501			
17	3. I (or the entity on whose behalf I am actin	ıg) will retain al	l defenses or obje	ctions
18	to the lawsuit or to the jurisdiction or venue of the court			
19	in the Notice in Lieu of Summons or in the service of			
20	4. If I (or the entity on whose behalf I ar	n acting) have	retained an attor	ney to
21	represent me in these proceedings, I identify that attorn	ey below, along	with his or her n	nailing
22	address, telephone number, facsimile number, and e-m	nail address:		
23				
24	Attorney:			
25				
26	Address:			
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28				
	NOTICE OF APPEARANCE AND INTENT TO PARTIC	IPATE (servi	ce), page 1 of	: 2

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1	Phone Number:
2	Fax Number:
3	E-mail Address:
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5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
6	"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro
7	hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by
8	the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
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15	(Printed or typed Name)
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17	Barbara Matlean
18	(Entity, if any, on whose
19	behalf you are appearing)
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1	OLEN ENTER ED
2	IN THE UNITED STATES DISTRICT COURT \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
3	FOR THE DISTRICT OF NEVADA UNITED STATES OF AMERICA, Plaintiff, WALKER RIVER PAIUTE TRIBE, IN EQUITY SIO. C-125
4	Plaintiff,
5	WALKER RIVER PAIUTE TRIBE, Output Ou
6	Plaintiff-Intervenor, SUBFILE NO. 5C-125-B
7	vs.
8 9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,
10	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE
11	1. I hereby enter my appearance in this sub-proceeding in this case.
12	2. I am filing this document with the District Court at the following address and as
13	directed on the Notice In Lieu of Summons:
14	Chief Deputy Clerk United States District Court for the
15 16	District of Nevada 400 South Virginia Street, Suite 301 Reno, Nevada 89501
17	3. I (or the entity on whose behalf I am acting) will retain all defenses or objections
18	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
19	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
20	4. If I (or the entity on whose behalf I am acting) have retained an attorney to
21	represent me in these proceedings, I identify that attorney below, along with his or her mailing
22	address, telephone number, facsimile number, and e-mail address:
23	
24	Attorney:
25	
26	Address:
27	
28	
	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 1 of 2

Case^{C3.9} 3.73vc-V00127F-William VGCurrent 1263 ent Filed 03/26/08 Page 31 of 87

1	Phone Number: 775-226-2756
2	Fax Number:
3	E-mail Address:
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5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
6	"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro
7	hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by
8	the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
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18	Milton Matlean
19	(Entity, if any, on whose behalf you are appearing)
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Case 3.73	<i>[6</i> 7°069127°=977 7D •W&&uB&uBaent 51°41	i <u>led 183926/089Page 32 of</u> 87
		FILED RECEIVED SERVED ON SERVED ON SERVED ON
1		COUNSEL/PARTIES OF RECCRD
2	IN THE UNITED STATES DIS	TRICT COFFE 1 2 2008
3	FOR THE DISTRICT OF	NEVAIDA CLERK US DISTRICT COURT
4	UNITED STATES OF AMERICA,	DISTR:CT OF NEVADA DEPUTY
5	Plaintiff,	
6	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
7	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
8	vs.))
9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,)
10	NOTICE OF APPEARANCE AND INTE	ENT TO PARTICIPATE
11	1. I hereby enter my appearance in this sub-	-proceeding in this case.
12	2. I am filing this document with the Distric	
1.3	directed on the Notice In Lieu of Summons:	,
14	Chief Deputy Clerk United States District Court for the	
1.5	District of Nevada 400 South Virginia Street, Suite 301	
16	Reno, Nevada 89501	
1.7	 I (or the entity on whose behalf I am acting 	
1.8	to the lawsuit or to the jurisdiction or venue of the court	
19	in the Notice in Lieu of Summons or in the service of the	
20	4. If I (or the entity on whose behalf I am	
21	represent me in these proceedings, I identify that attorne	
22	address, telephone number, facsimile number, and e-ma	ail address:
23		
24	Attorney:	
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26	Address:	
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	NOTICE OF APPEARANCE AND INTENT TO PARTICI	PATE (service), page 1 of 2

Case^C3:73:167:00127-MMD-W@cuDocumentFileHiled163/26/08 Page 33 of 87

1	Phone Number:
2	Fax Number:
3	E-mail Address:
4	
5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
6	"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro
7	hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by
8	the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
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13	(Signature)
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15	(Printed or timed Name)
16	(Printed or typed Name)
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18	(Carter if any analysis
19	(Entity, if any, on whose behalf you are appearing)
20	271 ANGELIKA CIC
21	WELLINGTON NU
22	(Address) 89444 775 465 1229
23	(Telephone number)
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Case 3:	73-cv-00127-ECR-RAM Document 1311 Filed 03/04/2008 Page 1 of 3
Case 3:73	cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 34 of 87
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1	IN THE UNITED STATES DISTRICT COURTS
2	IN THE UNITED STATES DISTRICT COURTED FOR THE DISTRICT OF NEVADA
3	UNITED STATES OF AMERICA,
4	Plaintiff,
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY DO. C-125 CERT.
6	Plaintiff-Intervenor, SUBFILE IO. C-125-B
7	Vs.
8	WALKER RIVER IRRIGATION DISTRICT,
9	a corporation, et al.,
10	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE
11	1. I hereby enter my appearance in this sub-proceeding in this case.
12	2. I am filing this document with the District Court at the following address and as
13	directed on the Notice In Lieu of Summons:
14	Chief Deputy Clerk United States District Court for the
15	District of Nevada 400 South Virginia Street, Suite 301
16	Reno, Nevada 89501
17	3. I (or the entity on whose behalf I am acting) will retain all defenses or objections
18	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
19	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
20	4. If I (or the entity on whose behalf I am acting) have retained an attorney to
21	represent me in these proceedings, I identify that attorney below, along with his or her mailing
22	address, telephone number, facsimile number, and e-mail address:
23	
24	Attorney:
25	
26	Address:
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	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 1 of 2

Case 3:73-cv-00127-ECR-RAM Document 1311 Filed 03/04/2008 Page 2 of 3 Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 35 of 87

1	Phone Number:
2	Fax Number:
3	E-mail Address:
4	
5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
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7 8	hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D.
9	Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
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12	(Signature)
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15	John MEHLSCHALL
16	(Printed or typed Name)
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19	(Entity, if any, on whose
20	behalf you are appearing) R_c for R_b
21	271 Angelina Cinter Dellington NV. 89444
22	(Address)
23	775-901-6477 (Talanhana number)
24	(Telephone number)
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	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 2 of 2

1 2 3	JOHN P. SCHLEGELMILCH, ESQ. Nevada State Bar # 4379 30 Broadway Ave. Yerington, NV 89447 (775) 463-3371 (Ph) (775) 463-3373 (Fx)
5	
5	IN THE UNITED STATES DISTRICT COURT
7	FOR THE DISTRICT OF NEVADA
8	UNITED STATES OF AMERICA,
9	Plaintiff,
)	WALKER RIVER PAIUTE TRIBE, IN EQUITY NO. C-125-ECR
1	Plaintiff-Intervenor, SUBFILE NO. C-125-B
2	vs.
3	WALKER RIVER IRRIGATION DISTRICT, a Corporation, et. al.,
5	Defendants.

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

COMES NOW, Defendant Water Right Holder, SUZANNE MILLER, by and through the Law Offices of John P. Schlegelmilch, Ltd., and John P. Schlegelmilch, Esq., and hereby enters his appearance in this sub-proceeding under the above entitled case.

By this appearance, Defendant Water Right Holder, SUZANNE MILLER, will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court. Defendant makes this Notice of Appearance and Intent to Participate under the terms of the CASE MANAGEMENT ORDER issued herein on the 18th day of April, 2000.

DATED THIS 24th day of October, 2007.

LAW OFFICES OF JOHN P. SCHLEGELMILCH, LTD.

/s/ John P. Schlegelmilch
JOHN P. SCHLEGELMILCH, ESQ.
State Bar # 4379
30 Broadway Ave.
Yerington, NV 89447

1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA, 4 Plaintiff, 5 IN EQUITY NO. C-125 WALKER RIVER PAIUTE TRIBE. б SUBFILE NO. C-125-B Plaintiff-Intervenor, 7 73-127 00 VS. 8 WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., 9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 I hereby enter my appearance in this sub-proceeding in this case. 1. 12 I am filing this document with the District Court at the following address and as directed on the Notice In Lieu of Summons: 13 Chief Deputy Clerk 14 United States District Court for the District of Nevada 15 400 South Virginia Street, Suite 301 Reno, Nevada 89501 16 I (or the entity on whose behalf I am acting) will retain all defenses or objections 3. 17 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 18 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 19 If I (or the entity on whose behalf I am acting) have retained an attorney to 4. 20 represent me in these proceedings, I identify that attorney below, along with his or her mailing 21 address, telephone number, facsimile number, and e-mail address: 22 23 RECEIVED FILED SERVED ON ENTERED COUNSEL/PARTIES OF RECORD Attorney: 24 25 MAR - 7 2008 Address: 26 CLERK US DISTRICT COURT 27 DISTRICT OF NEVADA **DEPUTY** BY: 28

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 1 of 2

1	Phone Number:
2	Fax Number:
3	E-mail Address:
4	
5 6 7	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada. "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall
8	register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
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12	(Signature)
13	Loses W. Numo
14	Deroces A. Munko
15	(Printed or typed Name)
16 17	•
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19	(Entity, if any, on whose
20	behalf you are appearing) 185 Sunset Will Dr.
21	Yerengton, NU
22	(Address) 775-722-1661
23	(Telephone number)
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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 39 of 87

J Walk - Ownership & Descriptive (This image has been scaled to fit the page.)

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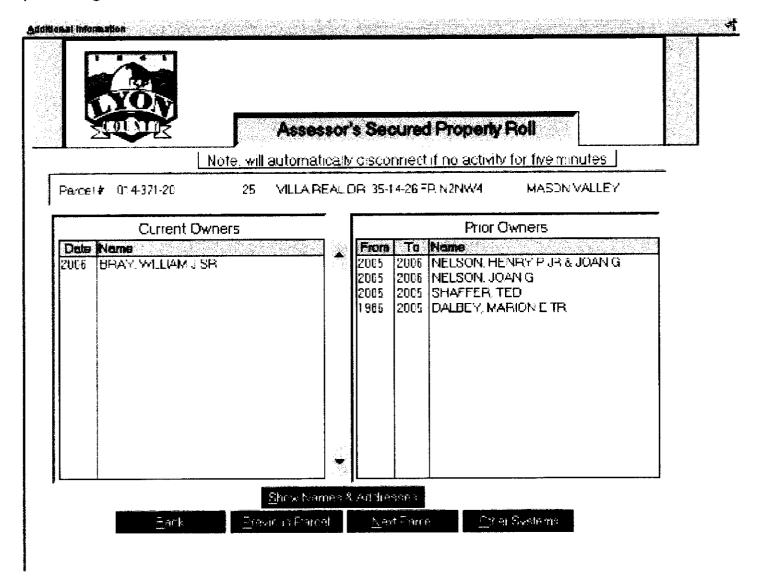
Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 40 of 87

J Walk - Improvements, Use & Appraisal Data (This image has been scaled to fit the page.)

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 41 of 87

J Walk - Ownership History - Names Only (This image has been scaled to fit the page.)



1 2	JOHN P. SCHLEGELMILCH, ESQ. Nevada State Bar # 4379 30 Broadway Ave. Yerington, NV 89447		
3	(775) 463-3371 (Ph) (775) 463-3373 (Fx)		
4	(175) 405-5575 (1 x)		
5			
6	IN THE UNITED STATES	DISTRICT COURT	
7	FOR THE DISTRICT OF NEVADA		
8	UNITED STATES OF AMERICA,)	
9	Plaintiff,)	
10	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125-ECR	
11	Plaintiff-Intervenor,) SUBFILE NO. C-125-B	
12	· vs.)	
13	WALKER RIVER IRRIGATION DISTRICT, a Corporation, et. al.,)	
14 15	Defendants.) }	
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NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

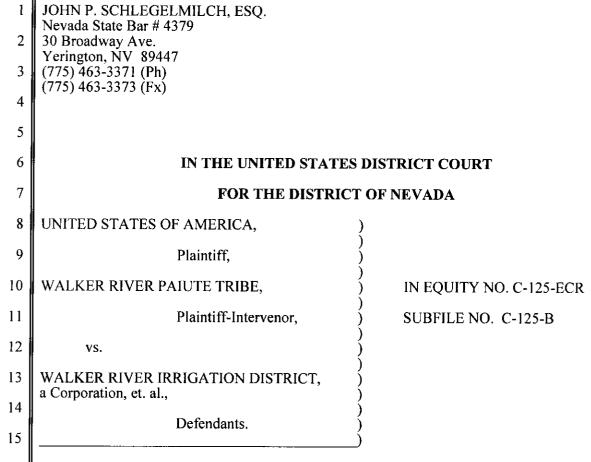
COMES NOW, Defendant Water Right Holder, BIRDELLA OHL, by and through the Law Offices of John P. Schlegelmilch, Ltd., and John P. Schlegelmilch, Esq., and hereby enters his appearance in this sub-proceeding under the above entitled case.

By this appearance, Defendant Water Right Holder, BIRDELLA OHL, will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court. Defendant makes this Notice of Appearance and Intent to Participate under the terms of the CASE MANAGEMENT ORDER issued herein on the 18th day of April, 2000.

DATED THIS 24th day of October, 2007.

LAW OFFICES OF JOHN P. SCHLEGELMILCH, LTD.

/s/ John P. Schlegelmilch JOHN P. SCHLEGELMILCH, ESQ. State Bar # 4379 30 Broadway Ave. Yerington, NV 89447



NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

COMES NOW, Defendant Water Right Holder, ROBERT OHL, by and through the Law Offices of John P. Schlegelmilch, Ltd., and John P. Schlegelmilch, Esq., and hereby enters his appearance in this sub-proceeding under the above entitled case.

By this appearance, Defendant Water Right Holder, ROBERT OHL, will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court. Defendant makes this Notice of Appearance and Intent to Participate under the terms of the CASE MANAGEMENT ORDER issued herein on the 18th day of April, 2000.

DATED THIS 24th day of October, 2007.

LAW OFFICES OF JOHN P. SCHLEGELMILCH, LTD.

/s/ John P. Schlegelmilch JOHN P. SCHLEGELMILCH, ESQ. State Bar # 4379 30 Broadway Ave. Yerington, NV 89447

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 44 of 87 WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: <u>2/2/08</u>

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

Alya tamily Trust dated MAY8+1, 1996 morrie Palya Trustee Thomas a Paly

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA, 4 Plaintiff, 5 IN EQUITY NO. C-125 WALKER RIVER PAIUTE TRIBE, 6 SUBFILE NO. C-125-B Plaintiff-Intervenor, 7 VS. 8 WALKER RIVER IRRIGATION DISTRICT, a corporation, et al., 9 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 I hereby enter my appearance in this sub-proceeding in this case. 1. 12 I am filing this document with the District Court at the following address: 2. 13 Chief Deputy Clerk United States District Court for the 14 District of Nevada 400 South Virginia Street, Suite 301 15 Reno, Nevada 89501 16 In the envelope provided for return of my Waiver of Service of Notice in Lieu of 3. 17 Summons. I am mailing a copy of this document to: 18 Susan L. Schneider Attorney for the United States of America 19 United States Department of Justice Environment & Natural Resources Division 20 P.O. Box 756 Littleton, Colorado 80160 21 I (or the entity on whose behalf I am acting) will retain all defenses or objections 4. 22 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 23 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 24 5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent 25 me in these proceedings. I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number: 27 28 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, page 1 of 2

Ì						•
1		Attorney:	Brad M. Jo Nevada Bar Hale Lane	r No. 8515	5	n and Howard
		Address:	5441 Kiet:		Seco	ond Floor
3		Audicss.	Reno, Neva	ada 89511		
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5						
6		Phone Number	r: (775)	327-3000		
7		Fax Number:	(775)	786-6179		
			•			
8					/	
.9					_	(Signature)
10			-			
11					•	Brad M. Johnston, Esq.
12						(Printed or typed Name)
						David Wallace Park Mary Kathleen Park
13						W B Park & Sons LLC
14						(Entity, if any, on whose
15		•		•		behalf you are appearing)
16				٠.		5441 Kietzke Lane, Second Floor
17						Reno, Nevada 89511
18						(Address)
4.						(775) 327–3000
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2	IN THE UNITED STATE FOR THE DISTRIC	S DISTRICT COURT
3	UNITED STATES OF AMERICA,	
4	Plaintiff,	
5	WALKER RIVER PAIUTE TRIBE,)) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
7	vs.))
8	WALKER RIVER IRRIGATION DISTRICT,)
9 (a corporation, et al.,) S INTERIT TO DARTICIDATE
10	NOTICE OF APPEARANCE AND	JINIENT TO PARTICITATE
11	1. I hereby enter my appearance in th	is sub-proceeding in this case.
12	2. I am filing this document with the directed on the Notice In Lieu of Summons:	District Court at the following address and as
13 1	Chief Deputy Clerk	
14 15	United States District Court for the District of Nevada	
16	400 South Virginia Street, Suite 3 Reno, Nevada 89501	001
17	3. I (or the entity on whose behalf I an	n acting) will retain all defenses or objections
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20	ff.	If I am acting) have retained an attorney to
21.	represent me in these proceedings, I identify that	
22	address, telephone number, facsimile number, ar	nd e-mail address:
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24	Attorney:	
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26	Address:	
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	NOTICE OF APPEARANCE AND INTENT TO P	ARTICIPATE (service), page 1 of 2

Case 3|73-cv-00127-ECR-RAM Document 1303 Filed 02/04/2008 Page 2 of 4 Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 48 of 87

1	Phone Number:
2	Fax Number:
3	E-mail Address:
4	
5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
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WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 1/31/08-

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tr.be) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

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		COUNSEL PRESENTED
1.		ANTIES OF RECORD
2	IN THE UNITED STATES E FOR THE DISTRICT O	OF NEVADA
3	UNITED STATES OF AMERICA,) Company
4	Plaintiff,	Aug Maria
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
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8	WALKER RIVER IRRIGATION DISTRICT,)
9	a corporation, et al.,)
10	NOTICE OF APPEARANCE AND IN	ITENT TO PARTICIPATE
11	 I hereby enter my appearance in this s 	ub-proceeding in this case.
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14	Chief Deputy Clerk United States District Court for the	
15	District of Nevada 400 South Virginia Street, Suite 301	
16	Reno, Nevada 89501	
17		ting) will retain all defenses or objections
18	to the lawsuit or to the jurisdiction or venue of the cou	
19	in the Notice in Lieu of Summons or in the service of	
20	,	am acting) have retained an attorney to
21.	represent me in these proceedings, I identify that atto	
22	address, telephone number, facsimile number, and e	-mail address:
23		
24	Attorney:	
25		
26	Address:	
27		
28		
	NOTICE OF APPEARANCE AND INTENT TO PART	ICIPATE (service), page 1 of 2

1.	Phone Number:
2	Fax Number:
3	E-mail Address:
4	
5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
7	"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D.
8	Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
10	
11	
12	
13	(Signature)
14	Jobetta J Tatrick
15	(Printed or typed Name)
16	
17	
18	(Entity, if any, on whose
19	behalf you are appearing)
20	9 Knud son du
21	(Address) (39411)
22	
23 24	(Telephone number)
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25 ac l	
26	
27	

Case 3:73:73:75000127 FMMD4W @ Cubet 13112nt 51418/04/53/26/081436 52 of 87

WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 1-3/-08

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

Case 3:73-cv-QQ1227-MMPR-WCGG POFILE FILE FILE DAY ON Page 53 of 87

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 11-22-07

Charlotte Pillow, Trustee

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

Pillow Family Trust

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 54 of 87

1	
2	IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA
3	UNITED STATES OF AMERICA,)
4	Plaintiff,
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
7	Plaintiff-intervenor,) SOBTILE NO. C-125-B
8	VS.)
9	WALKER RIVER IRRIGATION DISTRICT,) a corporation, et al.,
10	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE
11	1. I hereby enter my appearance in this sub-proceeding in this case.
12	2. I am filing this document with the District Court at the following address and as
13	directed on the Notice In Lieu of Summons:
14	Chief Deputy Clerk United States District Court for the
15	District of Nevada
16	400 South Virginia Street, Suite 301 Reno, Nevada 89501
17	3. I (or the entity on whose behalf I am acting) will retain all defenses or objections
18	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
19	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
20	4. If I (or the entity on whose behalf I am acting) have retained an attorney to
21	represent me in these proceedings, I identify that attorney below, along with his or her mailing
22	address, telephone number, facsimile number, and e-mail address:
23	
24	Attorney:
25	
26	Address:
27	
28	
	NOTICE OF ADDEADANCE AND INTENT TO DARTICIDATE (service) page 1 of 2

Phone Number: 1 Fax Number: 2 E-mail Address: 3 4 PLEASE NOTE: Attorneys are reminded that they are required to comply with the 5 electronic filing procedures of the U.S. District Court for District of Nevada. 6 "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall 7 register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. 8 Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C. 9 10 11 12 (Signature) 13 14 15 Donald Lokorni, Trustee 16 17 Donald J. Pokorni Trust 18 (Entity, if any, on whose 19 behalf you are appearing) 20 23 Garms Circle 21 Smith, NV 89430 22 (Address) 23 775-465-1234 (Telephone number) 24 25 26 27

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 55 of 87

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 56 of 87 WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 1/30/68

M. POJELL

If you are acting on behalf of any entity, identify that you are acting as Trustee of the

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 57 of 87

1		
2	IN THE UNITED STATES DI FOR THE DISTRICT OF	STRICT COURT NEVADA
3	UNITED STATES OF AMERICA,)
4	Plaintiff,)
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
7	vs.))
8 9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,)))
10	NOTICE OF APPEARANCE AND INT	ENT TO PARTICIPATE
11	I hereby enter my appearance in this sub	
12	,,,,,	
13	I am filing this document with the Distric directed on the Notice In Lieu of Summons:	t Court at the following address and as
14	Chief Deputy Clerk United States District Court for the	
15 16	District of Nevada 400 South Virginia Street, Suite 301 Reno, Nevada 89501	
17	3. I (or the entity on whose behalf I am acting	g) will retain all defenses or objections
18	to the lawsuit or to the jurisdiction or venue of the court	except for objections based on a defect
19	in the Notice in Lieu of Summons or in the service of the	he Notice in Lieu of Summons.
20	4. If I (or the entity on whose behalf I am	acting) have retained an attorney to
21	represent me in these proceedings, I identify that attorne	y below, along with his or her mailing
22	address, telephone number, facsimile number, and e-ma	ail address:
23		
24	Attorney:	
25		
26	Address:	
27		
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NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 1 of 2

-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 58 of 87 Phone Number: Fax Number: E-mail Address: PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada. "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C. (Printed or typed Name) (Entity, if any, on whose behalf you are appearing) (Address) (Telephone number)

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 59 of 87 WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
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Date: 1 30 07

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Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

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Case 3:73 cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 60 of 87

-	$oldsymbol{1}$
2	IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA
2	UNITED STATES OF AMERICA,
4	:
5	
ϵ	WALKER RIVER PAIUTE TRIBE, IN EQUITY NO. C-125
7	Plaintiff-Intervenor, SUBFILE NO. C-125-B
8	vs.
9	WALKER RIVER IRRIGATION DISTRICT.
10	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE
11	
12	1. I hereby enter my appearance in this sub-proceeding in this case.
13	2. I am filing this document with the District Court at the following address and as directed on the Notice In Lieu of Summons:
14	Chief Deputy Clerk
15	United States District Court for the District of Nevada
16	400 South Virginia Street, Suite 301 Reno, Nevada 89501
17	3. I (or the entity on whose behalf I am acting) will retain all defenses or objections
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19	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
20	4. If I (or the entity on whose behalf I am acting) have retained an attorney to
21	represent me in these proceedings, I identify that attorney below, along with his or her mailing
22	address, telephone number, facsimile number, and e-mail address:
23	
24	Attorney:
25	·
26	Address:
27	rudicas.
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	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 1 of 2

Case 3:73-¢v-00127-MMD-WGC Document 3 Filed 03/26/08 Page 61 of 87 Phone Number: Fax Number: E-mail Address: PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada. "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C. (Printed or typed Name) (Entity, if any, on whose behalf you are appearing) (Address) (Telephone number)

ż 3 4 IN THE UNITED STATES DISTRICT COURT 5 FOR THE DISTRICT OF NEVADA б 7 UNITED STATES OF AMERICA. In Equity No. C-125-ECR Plaintiff, 9 Subfile No. C-125-B WALKER RIVER PAIUTE TRIBE. NOTICE OF CHANGE OF 10 OWNERSHIP OF WATER RIGHT Plaintiff-Intervenor, 11 12 WALKER RIVER IRRIGATION DISTRICT, 13 a corporation, et al., 14 Defendants. 15 16 The undersigned counter-defendant in the above action hereby notifies the Court and the 17 United States that the undersigned (or the entity on whose behalf the undersigned is acting) has 18 sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the 19 20 following information: 21 The name and address of the party or parties who sold or otherwise conveyed 23 ownership: 23 Thomas Balbo 24 Name(s) 25 13600 Shaker Blvd., #205 Street or P.O. Box 26 27 NOTICE OF CHANGE OF WATER RIGHTS OWNERSHIP, page 1 of 3

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2	litigation.
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4	Executed this // day of fully 200 Z.
5	
6	July Shall
7	[signature of counter-defendant]
8.	
9	Thomas Balbo
10	
11	[name of counter-defendant]
12	
13	[signature, if applicable, of person acting on behalf of counter-defendant]
14	
15	
16	[name, if applicable, of person acting on behalf of counter-defendant]
17	
18	12/00 Shaker Blo #205
19 20	13600 ShakerBlu 205 Plevdahd, OH 44120 [address]
2Í	216-561-1613
22	[telephone number]
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28	NOTICE OF CHANGE OF WATER RIGHTS OWNERSHIP, page 3 of 3

Case 3:73-cv-00127-ECR-BAW Gocument 1038 Filed 11/20/2006 Page 1 of 2 of 87

JOHN P. SCHLEGELMILCH, ESQ. 1 Nevada State Bar # 4379 2 30 Broadway Ave. Yerington, NV 89447 (775) 463-3371 (Ph) 3 (775) 463-3373 (Fx) 4 5 IN THE UNITED STATES DISTRICT 6 FOR THE DISTRICT OF NEVADA 7 UNITED STATES OF AMERICA, 8 Plaintiff, 9 IN EQUITY NO. C-125-ECR WALKER RIVER PAIUTE TRIBE, 10 Fr: (775) 463-3373 Plaintiff-Intervenor. SUBFILE NO. C-125-B 11 12 VS. WALKER RIVER IRRIGATION DISTRICT, 13 a Corporation, et. al., 14 Defendants. 15 NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 16

COMES NOW, Defendant Water Right Holder, FREDERICK E. SELLERS, by and through the Law Offices of John P. Schlegelmilch, Ltd., and John P. Schlegelmilch, Esq., and hereby enters his appearance in this sub-proceeding under the above entitled case.

By this appearance, Defendant Water Right Holder, FREDERICK E. SELLERS, will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court. Defendant makes this Notice of Appearance and Intent to Participate under the terms of the CASE MANAGEMENT ORDER issued herein on the 18th day of April, 2000.

DATED THIS 175 day of November, 2006.

LAW OFFICES OF JOHN P. SCHLEGELMILCH, LTD.

JOHN P. SCHLEGELMILCH, ESQ.

State Bar # 4379
30 Broadway Ave.
Yerington, NV 89447

Law Offices of John P. Schlegelmifeh, Ltd.
A Progressional Law Components
30 Broadway, Avenue

Terington, Amada 89445

Ph. 17751 463-3371

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Case 3:73-cv-00127-ECR-RAM Document 1038 Filed:11/20/2006 Page 2 of 2 of 87

		1	<u>CERTIFICATE (</u>	OF SERVICE			
		2	Pursuant to NRCP 5(b), I hereby certify that	t I am an employee of the Law Offices of John			
		3	P. Schlegelmilch, Ltd. and that on this date I cau	used the NOTICE OF APPEARANCE AND			
		4	INTENT TO PARTICIPATE to be delivered to all parties to this action by: XXXX placing a true copy thereof in a sealed, stamped envelope, with the United States Postal				
		5					
		6	Service at Yerington, Nevada				
		7	personal delivery				
		8	Facsimile (FAX)				
	-	9	Federal express or other overnight deliv	very			
		10	addressed to the following:				
	rx: (775) 463-3373	11	Susan Schneider, Esq. U.S. Dept. of Justice	Marta Adams, Esq. 100 N. Carson St.			
114.	4527	12	Environment & Natural Resources Div. P.O. Box 756	Carson City, NV 89701 Attorney for State of Nevada			
Law Offices of John P. Schlegelmilch, Ltd. 3 Professional Law Corporation 30 Breachery Avenue Variation Associa 80117	Ä	13	Littleton, CO 80160 Attorney for United States of America	7			
hlegeh orporano emue so, er		14	Wes Williams, Jr, Esq.	Michael W. Neville, Esq.			
T. P. School L. School School Av		15	Law Offices of Wes Williams, Jr. P.O. Box 100	Deputy Attorney General California Attorney General Office			
ces of John P. Schlegelm 1 Professional Law Composition 20 Breadway Avenue Vocanton Novela 80177	ç	16	Schurz, NV 89427 Attorney for Walker River Paiute Tribe	455 Golden Gate Åve., Ste 11000 San Francisco, CA 94102-3664			
### 1977[[6]		17	•	Attorney for State of California			
Law G	(775) 463-3371	18	Gordon DePaoli, Esq. Woodburn & Wedge				
	(775) 4	19	P.O. Box 2311 Reno, NV 89505-2790				
	Ph	20	Attorney for Walker River Irrigation Distric	et			
		21	DATED this 17th day of November, 2006.	$\langle \cdot, \cdot \rangle \langle \cdot \rangle$			
		22	• "	William Hickarkt			
		23		EMPLOYEE / Law Offices of John P. Schlegelmilch, Ltd.			
		24					
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		26					
		27					
		28					

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 67 of 87

1	
2	IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA
3	UNITED STATES OF AMERICA,)
4	Plaintiff,)
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
7	vs.
8 9	WALKER RIVER IRRIGATION DISTRICT, a corporation, et al.,
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17	3. I (or the entity on whose behalf I am acting) will retain all defenses or objections
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21	represent me in these proceedings, I identify that attorney below, along with his or her mailing
22	address, telephone number, facsimile number, and e-mail address:
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24	Attorney:
25	
26	Address:
27	
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	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 1 of 2

Phone Number: 1 Fax Number: 2 E-mail Address: 3 4 PLEASE NOTE: Attorneys are reminded that they are required to comply with the 5 electronic filing procedures of the U.S. District Court for District of Nevada. 6 "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall 7 register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. 8 Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C. 9 10 11 12 (Signature) 13 14 15 (Printed or typed Name) 16 CHARLE STOTTLEMEYEN 17 1.8 (Entity, if any, on whose 19 behalf you are appearing) 20 21 (Address) 22 23 (Telephone number) 24 25 26 27 28

Case 3:7\$-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 68 of 87

Case	73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 69 of 8				
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	3				
•	4				
	5 IN THE UNITED CTA	PPC DICTRICT COVER			
		TES DISTRICT COURT			
	FOR THE DISTRICT OF NEVADA				
	7				
	UNITED STATES OF AMERICA,)			
• •	9 Plaintiff,) In Equity No. C-125-ECR) Subfile No. C-125-B			
. 1	WALKER RIVER PAIUTE TRIBE,)			
. 1	Plaintiff-Intervenor,	NOTICE OF CHANGE OF OWNERSHIP OF WATER RIGHT			
1	v.))			
1	WALKER RIVER IRRIGATION DISTRICT.	teach and the second of the se			
1	a corporation, et al.,				
1.	Defendants.				
		above action hereby notifies the Court and the			
1	- II	· · · · · · · · · · · · · · · · · · ·			
18	United States that the undersigned (or the entity on whose behalf the undersigned is ac				
19	sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the				
20	following information:	e management Order and provides the			
. 21					
22	1. The name and address of the party	y or parties who sold or otherwise conveyed			
23	ownership:	of parties who sold of otherwise conveyed			
.•	ownership.				
24					
25	Name	(s).			
26	Street or P.	O Pov			
	Suffer of P.	O. DUL			
2 7					
28	NOTICE OF CHANGE OF WATER RIGHTS OWNER	RSHIP, page 1 of 3			

Case 3	:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 70 of 8
. 3	2. The name and address of each person or entity who acquired ownership
~	
4	CHARLES E. & EDNA STOTTLEMEYEN
5	Name(s) 2 PANAVISTA CIRCLE
6	Street or P.O. Box
	YERNGTON, NV 8544)
. 7	Town or City State ZîpCode
8	
9	3. Attached to or included with this notice is a copy of the (check appropriate
10	box(es)):
	Deed Deed
11	☐ Court Order
12	Other Document.
- 43	by which the change in ownership was accomplished.
14	
14	and an acknowledges that any person or entity who files a Notice of
15	Change of Ownership of Water Right using this form is ultimately responsible for the accuracy
16	of this filing. Consequently, the undersigned acknowledges that any person or entity who files
·	
i 7. J	
18	
19	
20	* This notice shall be sent to the following two persons:
	Linda Lea Sharer, Chief Deputy Clerk
21	United States District Court for the District of Nevada 400 South Virginia Street, Suite 301
22	Reno, NV 89501
23	<u>And</u>
24	Susan L. Schneider United States Department of Justice
25	P.O. Box 756
	Littleton, CO 80160
26	
27	

28 NOTICE OF CHANGE OF WATER RIGHTS OWNERSHIP, page 2 of 3

3	litigation.			-
4	Executed this 0	6 day of Sep	<u>t 200 7.</u>	
. 5	·			
6			1	
7			charles Ist	attlemen
8			[signature of counter	-defendant]
9			see	
10			<i>C</i> 11 • -	
11			CHARLES STO- [name of counter-d	THEMEY efendant]
12				
13			[signature, if applicable, of	person acting
14		•	behalf of counter-de	efendant]
15		-		
16		•	Inomo if an 11 11 C	.ii
17			[name, if applicable, of pe behalf of counter-de	
18				
19				
20				
			[address]	
21		•	Fa1 1	
22			[telephone num]	o er j
23				
24		•		
25		_		. 1
26				
27				•
	•			

DEED

WITNESSETH:

THIS INDENTURE made this 9th day of November

1977, between LAZY TWO T RANCH, INC., a Nevada corporation, of

3603 Aldo Lane, Ukiah, California, First Party, and CHARLES

E. STOTTLEMEYER, JR., and EDNA G. STOTTLEMEYER, husband and

wife, of 788 Miramar Terrace, Belmont, California 94002, Second

Parties,

-

1.7

That First Party, for and in consideration of the sum of TEN DOLLARS (\$10.00), lawful money of the United States of America, and other valuable consideration, to it in hand paid by the said Second Parties, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell, and convey and confirm unto the said Second Parties, with the right of survivorship and to the survivor of them, as joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of the survivor thereof, all its right, title, and interest in and to that certain lot, piece, or parcel of land situate in the County of Lyon, State of Nevada, and more particularly described as follows, to-wit:

Lots 40 and 41 of Panavista Estates Subdivision No. 1 as shown on the Official Map thereof filed for record on April 6, 1972, as Document No. 09926, Maps of Lyon County, Nevada records.

TOGETHER WITH the tenements, hereditaments and appurte-

nances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises,

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 73 of 87

1 together with the appurtenances, unto said Second Parties, with right of survivorship and to the survivor of them, as 2 3 joint tenants and not as tenants in common, their assigns, 4 and to the heirs and assigns of such survivor thereof. IN WITNESS WHEREOF, First Party has hereunto set its 5 6 hand the day and year first above written. 7 LAZY TWO T RANCH, INC. 8 a Nevada corporation 9 10 11 12 13 STATE OF CALIFORNIA ss. 14 COUNTY OF Mendocino 15 On this 9th day of November 16 me, a notary public, personally appeared FRANK M. TUNZI, President 17 and NANCY A. TUNZI, Secretary, of LAZY TWO T RANCH, INC., who 18 acknowledged to me that they executed the foregoing Deed. 19 Notary Public GAIL SILVA 20 OFFICIAL SEAL GAIL SILVA 21 ARY PURITO . CALIFORNIA PRINCIPAL ESFICE IN Manpocolo County 22 My Commission Expires Dec. 12, 1980 23 24 25 26

Farcel Number 004-384-05 Owner STOTTLEMEYER, CHARLES E JR ETAL LY Location 2 PANAVISTA CIR Town MASON VALLEY
Improvements Sngl-Ram Attached. 0 MH Hookups 0 # Rdrms 4 #Raths 2 00
Mult-Fam Units Wells # of Stories Mobile Homes Septic Tanks Sq Ft Basement 496
Tot Dwell Units: 1 SqFt Bldgs 1,966 Sq Ft Fin Basement 0
. Use/Appraisal Data Current Land Use Code .: 200 (To change, go to Tax Year Data screen)
Zoning Code(s) RR1
Special Ownership Special Prop Class
Special Ownership Special Prop Class
User-defined Fields: 1st Set(F11=Show 2nd set of fields).
Other Building Sq Ft Attached Garage Sq Ft 616
User-defined Fields: 1st Set (F11=Show 2nd set of fields)
F9=Scan >/< > F10=Other Functions F12=Cancel F13=Ownership/Description F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 75 of 87 1 2 IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA 3 UNITED STATES OF AMERICA, 4 Plaintiff, 5 WALKER RIVER PAIUTE TRIBE, IN EQUITY NO. C-125 6 Plaintiff-Intervenor, SUBFILE NO. C-125-B 7 VS. 8 WALKER RIVER IRRIGATION DISTRICT. 9 a corporation, et al., NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE 10 11 1. I hereby enter my appearance in this sub-proceeding in this case. 12 I am filing this document with the District Court at the following address and as 2. directed on the Notice In Lieu of Summons: 13 14 Chief Deputy Clerk United States District Court for the 15 District of Nevada 400 South Virginia Street, Suite 301 16 Reno, Nevada 89501 17 3. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect 18 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons. 19 4. If I (or the entity on whose behalf I am acting) have retained an attorney to 20 represent me in these proceedings, I identify that attorney below, along with his or her mailing 21 address, telephone number, facsimile number, and e-mail address: 22 23 24 Attorney: 25 26 Address:

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 1 of 2

27

28

Case 3:78-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 76 of 87 Phone Number: 1 Fax Number: 2 E-mail Address: 3 4 PLEASE NOTE: Attorneys are reminded that they are required to comply with the 5 electronic filing procedures of the U.S. District Court for District of Nevada. 6 "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall 7 register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. 8 Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C. 9 10 11 12 (Signature) 13 14 15 (Printed or typed Name) 16 GONA STOTTLEMEYED 17 1.8 (Entity, if any, on whose 19 behalf you are appearing) 20 21 (Address) 22 23 (Telephone number) 24 25 26 27 28

Case 3:73-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 77 of 87

2 3 IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA 4 UNITED STATES OF AMERICA. 5 6 Plaintiff. In Equity No. C-125-ECR Subfile No. C-125-B 7 WALKER RIVER PAIUTE TRIBE, DISCLAIMER OF INTEREST IN Plaintiff-Intervenor, WATER RIGHTS AND NOTICE OF RELATED INFORMATION AND 9 DOCUMENTATION SUPPORTING 10 DISCLAIMER WALKER RIVER IRRIGATION 11 DISTRICT. a corporation, et al., 12 13 Defendants. 14 15 The undersigned counter-defendant in the above action hereby notifies the Court and the 16 United States that the undersigned (or the entity on whose behalf the undersigned is acting) has 17 no interest in any water right within the categories set forth in Paragraph 3 of the Case 18 Management Order (Apr. 18, 2000) and, therefore, disclaims all interest in this action. 19 This disclaimer and notice shall be sent to the following two persons: 20 Linda Lea Sharer, Chief Deputy Clerk 21 United States District Court for the District of Nevada 22 400 South Virginia Street, Suite 301 Reno, NV 89501 23 And24 Susan L. Schneider 25 United States Department of Justice 26 P.O. Box 756 Littleton, CO 80160 27 In addition, because the undersigned sold or otherwise conveyed ownership of all of the 28

DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 1 of 4

Case 3:7\$-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 78 of 87

water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once owned before the undersigned was served with a Waiver of Service of Notice in Lieu of Summons or by a Notice in Lieu of Summons, the undersigned provides the following additional information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Name(s):

Street or P.O. Box:

Town or City:

State:

Zip Code:

2. The name and address of each person or entity who acquired ownership

Name(s): CHARLEST EDNA STOTTLEMEYEN

Street or P.O. Box: 2 PANAVISTA CIRCLA

Town or City: YERINGTON, NV

State: NEVADA

Zip Code: 89447

DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 2 of 4

ase	3:73	-cv-00127-MMD-WGC Document 3 Filed 03/26/08 Page 79 of 87	7
	. 1		
	2		
	3	3. Attached to or included with this notice is a copy of the (check appropriate	
	4	box(es)):	
٠	5		ŧ
	. 6	Deed Deed	
	7	☐ Court Order	
	0	Other Document.	
	8		
•	9	by which the charge is	
1	10	by which the change in ownership was accomplished.	
	. 11	4. The undersigned acknowledges that any person or entity who files a Disclaimer	
	. 12	of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently,	,
	13	the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but,	
	14	in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of	
	11	this litigation.	. •
	16	Executed this OC day of Sept 2007	_
	17	Executed this OC day of Sept 2007.	
	16		
	19.		
•	20		_
٠	21	Edna Stattlemous	, ,
	22	[signature of counter-defendant]	
	23		
• -	24		
	25		
		EDNA STOTTLEMEN	1/
	26	[name of counter-defendant]	10
•	27		

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[name, if applicable, of person acting on behalf of counter-defendant]

[signature, if applicable, of person acting on behalf of Counter-Defendant]

[address]

[telephone number]

DEED

THIS INDENTURE made this 9th day of November

1977, between LAZY TWO T RANCH, INC., a Nevada corporation, of

3603 Aldo Lane, Ukiah, California, First Party, and CHARLES

E. STOTTLEMEYER, JR., and EDNA G. STOTTLEMEYER, husband and
wife, of 788 Miramar Terrace, Belmont, California 94002, Second
Parties,

WITNESSETH:

That First Party, for and in consideration of the sum of TEN DOLLARS (\$10.00), lawful money of the United States of America, and other valuable consideration, to it in hand paid by the said Second Parties, the receipt whereof is hereby acknowledged, does by these presents grant, bargain, sell, and convey and confirm unto the said Second Parties, with the right of survivorship and to the survivor of them, as joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of the survivor thereof, all its right, title, and interest in and to that certain lot, piece, or parcel of land situate in the County of Lyon, State of Nevada, and more particularly described as follows, to-wit:

Lots 40 and 41 of Panavista Estates Subdivision No. 1 as shown on the Official Map thereof filed for record on April 6, 1972, as Document No. 09926, Maps of Lyon County, Nevada records.

TOGETHER WITH the tenements, hereditaments and appurtenances thereunto belonging or appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises,

Case 3:73-cv 00127-MMD-WGC Document 3 Filed 03/26/08 Page 82 of 87

together with the appurtenances, unto said Second Parties, 1 2 with right of survivorship and to the survivor of them, as 3 joint tenants and not as tenants in common, their assigns, and to the heirs and assigns of such survivor thereof. 4 5 IN WITNESS WHEREOF, First Party has hereunto set its hand the day and year first above written. 6 7 LAZY TWO T RANCH, INC., 8 a Nevada corporation 9 10 11 12 13 STATE OF CALIFORNIA SS. 14 COUNTY OF Mendocino 15 On this 9th day of November , 1977, before 16 me, a notary public, personally appeared FRANK M. TUNZI, President 17 and NANCY A. TUNZI, Secretary, of LAZY TWO T RANCH, INC., who 18 acknowledged to me that they executed the foregoing Deed. 19 GAIL SILVA 20 GAIL SILVA 21 TERY PUBLIC CALMORNIA PRINCIPAL CHICE IN MEDIOCENO COUNTY My Commission Expires Dec. 12, 1980 22 23 24 25 26 27 28 29 30

Farcel Number 004-384-05 Owner STOTTLEMEYER, CHARLES E JR ETAL LY Location 2 PANAVISTA CIR Town MASON VALLEY
Improvements Sngl-RamSetached
Mult-Fam Units 0 Wells 1 # of Stories 1.0 Mobile Homes 0 Septic Tanks 1 Sq Ft Basement 496
Tot Dwell Units: Tot Sqft Bldgs 1,966 Sq Ft Fin Basement 0
Use/Appraisal Data Current Land Use Code .: 200 (To change, go to Tax Year Data screen)
Current Land Use Code.: 200 (To change, go to Tax Year Data screen)
Zoning Code(s) RR1 Special Ownership Special Prop. Class
Special Ownership Re-appraisal Group Re-appraisal Year Special Prop Special Prop Glass Developer Discount. Weighted Year O
Re-appraisal Year 2001 Orig Constr Year 1978 Weighted Year 0
User-defined Fields: 1st Set (F11=Show 2nd set of fields)
Mobile Home Sq Ft Smaller Residence Sq Ft.
Other Building Sq Ft Attached Garage Sq Ft 616
User-defined Fields: 1st Set
F9=Scan >/< > F10=Other Functions F12=Cancel F13=Ownership/Description
F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years
F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

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WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

- 1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.
- 2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.
- 3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.
- 4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.
- 5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: <u>10/10/07</u>

Printed/Typed Name

Timed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as:

(Title)

(Corporate, Trust, Partnership or other entity)

Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

į	#ILED RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
1	
2	IN THE UNITED STATES DISTRICT COURT! 2008 FOR THE DISTRICT OF NEVADA
3	UNITED STATES OF AMERICA, CLERK US DISTRICT COURT DISTRICT COURT DISTRICT COURT DISTRICT COURT
4	Plaintiff,
5	WALKER RIVER PAIUTE TRIBE,) IN EQUITY NO. C-125
6	Plaintiff-Intervenor,) SUBFILE NO. C-125-B
7	vs.
8	WALKER RIVER IRRIGATION DISTRICT,
9	a corporation, et al.,
10	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE
11	1. I hereby enter my appearance in this sub-proceeding in this case.
12 13	2. I am filing this document with the District Court at the following address and as directed on the Notice In Lieu of Summons:
14	Chief Deputy Clerk United States District Court for the
15	District of Nevada
16	400 South Virginia Street, Suite 301 Reno, Nevada 89501
17	3. I (or the entity on whose behalf I am acting) will retain all defenses or objections
18	to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect
19	in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
20	4. If I (or the entity on whose behalf I am acting) have retained an attorney to
21	represent me in these proceedings, I identify that attorney below, along with his or her mailing
22	address, telephone number, facsimile number, and e-mail address:
23	

Address:

Attorney:

28

25

26

27

Case 3:73 73 4 400 127 F. MM M W BC "Doctoment in the filled 63/26/08 F a ge 86 of 87

1	Phone Number:
2	Fax Number:
3	E-mail Address:
4	
5	PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.
6	"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro
7	hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by
8	the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.
9	
10	
11 12	2 th Soling for
	(Signature)
13	
14	MICHAEL J. TORNESELLO
15	(Printed or typed Name)
16	
17	•
18	(Entity, if any, on whose
19	behalf you are appearing)
20	27 MARNEY LANE
21	WELLINGTON, NV 89444
22	(Address)
j	775-465-9840
23	(Telephone number)
24	
25	
26	
27	
28	
	NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE (service), page 2 of 2

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5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsui	t
or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of	٠ ۱f
Summons or in the service of the Notice in Lieu of Summons	•

Date: 2/2/08

Printed/Typed Name

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(Title)

(Corporate, Trust, Partnership or other entity)

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